

jc583 U.S. PTO  
11/23/99

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## PATENT APPLICATION

Assistant Commissioner for Patents  
Box **Patent Application**  
Washington, D. C. 20231

Sir:

jc530 U.S. PTO  
09/447465  
11/22/99

Enclosed herewith for filing is the following **utility patent application**:

Applicant(s): James B. Armstrong and Christopher W.B. Goode

Title of application: METHOD AND APPARATUS FOR HIERARCHAL  
DISTRIBUTION OF VIDEO CONTENT FOR AN  
INTERACTIVE INFORMATION DISTRIBUTION  
SYSTEM

Pages of specification: (19 + 5 pages of claims and 1 page  
abstract)

Sheets of drawing: 6

Executed on: November 18, 1999 Attorney Docket No. 533/049

### PATENT APPLICATION FILING FEE CALCULATION

	<u>No. Filed</u>	<u>Less</u>	<u>Rate/Claim</u>	<u>Fee</u>
Total Claims	24	-20	0 x \$ 18.00	\$ 0.00
Independent Claims	4	- 3	1 x \$ 79.00	\$ 78.00
Minimum Filing Fee				\$ 760.00
Multiple Dependency Fee (if applicable - \$270.00)				0.00
TOTAL FILING FEE AT LARGE ENTITY RATE				\$ 838.00
50% Reduction for Small Entity (Independent Inventor, Non-profit Corporation, or Small Business Concern) - appropriate verified statement attached				\$ 419.00
TOTAL FILING FEE AT SMALL ENTITY RATE				\$ 419.00

Kindly charge the entire and/or any additional filing fee, as appropriate, to deposit account number 20-0782. To facilitate that charge, a duplicate copy of this letter is enclosed herewith.

Also enclosed herewith for filing in connection with the enclosed application are:

☐ Oath;  
☒ Declaration and Power of Attorney;  
☐ Disclosure Statement;  
☐ Letter referencing previously filed disclosure document; number \_\_\_\_\_ filed \_\_\_\_\_;  
☒ Verified Statement claiming small entity status;  
☒ Two (2) assignments of the application to: DIVA Systems Corporation  
☐ Claim(s) to priority  
                    Serial Number                    Filing date  
  
☐ A certified copy of a \_\_\_\_\_ patent application or inventor's certificate, filed \_\_\_\_\_ and serial no. \_\_\_\_\_, upon which a claim to priority is made;

Respectfully submitted,

11/23/99

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**\*\*\*EXPRESS MAIL CERTIFICATION\*\*\***

"Express Mail" mailing label number: EL530945665US  
Date of deposit: November 23, 1999

I hereby certify that this patent application and related papers is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner of Patents, Box Patent Application, Washington, D.C. 20231.

Laura E. Crater  
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LAURA E CRATER  
Name of person mailing paper or fee

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9(f) AND 1.27 (c)) - SMALL BUSINESS CONCERN**

Docket No.  
533/049

Serial No.

Filing Date

Patent No.

Issue Date

Applicant/

Patentee: **James B. Armstrong et al.**

Invention:

**METHOD AND APPARATUS FOR HIERARCHIAL DISTRIBUTION OF VIDEO CONTENT, etc.**

I hereby declare that I am:

- ☐ the owner of the small business concern identified below:
- ☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: **DIVA Systems Corporation**ADDRESS OF CONCERN: **800 Saginaw Drive, Redwood City, CA 94063**

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the above identified invention described in:

- ☒ the specification filed herewith with title as listed above.
- ☐ the application identified above.
- ☐ the patent identified above.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed on the next page and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☒ no such person, concern or organization exists.  
☐ each such person, concern or organization is listed below.

FULL NAME

ADDRESS

☐

Individual

☐

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☐

Nonprofit Organization

FULL NAME

ADDRESS

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Individual

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Small Business Concern

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Small Business Concern

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Nonprofit Organization

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING:

Timothy N. Rea

TITLE OF PERSON SIGNING

OTHER THAN OWNER:

Executive Vice President

ADDRESS OF PERSON SIGNING:

c/o DIVA Systems Corporation800 Saginaw Drive,Redwood City, California 94063

SIGNATURE:

Timothy N Rea

DATE:

11/18/99

**METHOD AND APPARATUS FOR HIERARCHICAL DISTRIBUTION OF  
VIDEO CONTENT FOR AN INTERACTIVE INFORMATION DISTRIBUTION  
SYSTEM**

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CROSS REFERENCE TO RELATED APPLICATIONS

This application claims benefit of U.S. Provisional Application No. 60/127,396, filed April 1, 1999, which is hereby incorporated by reference in its entirety.

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BACKGROUND OF THE DISCLOSURE

1. Field of the Invention

The present invention relates to a method and apparatus for providing an improved content delivery system for use with an interactive information  
15 distribution system. More particularly, the invention relates to an improved system for allocating, storing and distributing information within a video on demand (VOD) system.

2. Description of the Background Art

20 Recent advances in digital signal processing techniques and, in particular, improvements in digital compression techniques, have led to a plethora of proposals for providing new digital services via existing telephone, coaxial cable and satellite data networks. For example, it has been proposed to provide hundreds of cable television channels to subscribers by compressing digital data and digital video,  
25 transmitting the compressed digital signals over conventional coaxial cable television channels, and then decompressing the signals in the subscriber's receiver.

Another application for this technology is a video-on-demand (VOD) system in which a subscriber communicates directly with a video service provider via telephone lines to request a video program from a video library. The requested  
30 video program is then routed to the subscriber's home via telephone lines or via coaxial cable television cables for immediate viewing.

The VOD system may use a frequency multiplexing technique to enable control information for a subscriber's receiver to be transmitted through a cable network back to an information server. Such a system permits bi-directional

communications over a single network. In addition, graphical menus are displayed upon the subscriber's television and by using a remote control device, a subscriber selects a desired program for viewing.

5 Many VOD distribution systems established by the service providers utilize a plurality of cable "head-ends", where each head-end serves as a distribution point for a respective "neighborhood" of subscribers.

Each head-end comprises one or more VOD server systems. Each VOD server system contains subsystems that interface with each other to manage, store and distribute video content. The subsystems usually are composed of a video stream  
10 server, primary and secondary data storage units, and host workstations on which various management software applications execute.

The subscriber has thousands of video titles from which to choose. A subscriber selects a video title displayed on their monitor and a signal is sent from the subscriber's location to the local head-end server. The software management  
15 applications, for each of the local video stream servers, queries a database to inquire if the chosen content is presently stored at the head-end storage devices. The most popular video content is typically stored locally on the primary storage device. The secondary storage device is typically a large library of the remaining video content.

If the content is present at the head-end, the server will deliver the video  
20 package to the subscriber. Alternatively, if neither storage devices at the head-end have the selected video information, the head-end must first retrieve the requested content from the service provider before delivery. Because of this deficiency, there is a delay in transmission of the video information to the subscriber.

Head-ends that are networked together are known as regions and as such, are  
25 served by several VOD systems. The service provider, through a managerial software application, controls the introduction and removal of video information to and from these servers. Thus, each region has a plurality of servers and storage equipment, with each head-end having duplicate video content stored therein.

All of this additional storage capacity, in the form of additional storage hardware  
30 results in higher system costs. These costs are primarily due to procuring and maintaining reliable storage devices. This in turn increases the cost of building infrastructure and subsequently, the ultimate cost to the consumer.

Thus, there is a need to reduce the cost of implementing and maintaining replicated head-end located storage libraries, while still maintaining the quality and quantity of video titles offered by the service provider. To achieve this, there is a need to support low latency file transfer operations at relatively high but variable rates using a variable bit rate (VBR) transport, support high quality streaming transport at various control bit rates, as well as supporting appropriate control message flows.

### SUMMARY OF THE INVENTION

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The disadvantages heretofore associated with the prior art are overcome by the present invention of a system for storing and distributing video information in an interactive information distribution system. In the exemplary embodiment of the invention, a system head-end is comprised of subsystems that are used to manage, store and distribute video content: namely a video stream server, a primary storage device and a management application that is executable through a general purpose computer (e.g., a workstation host or personal computer).

15

The system redistributes the secondary storage devices to serve as a shared secondary storage partition on an inter-server network. As such, various head-end servers can share information, thus reducing the overall storage requirements for the system. Such a beneficial reduction in storage hardware can be made because of a distributive method of allocating the video libraries.

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The inventors have recognized that of the vast number of available video titles (and associated video assets), only a small percentage of titles may be considered "popular" by the subscribers at any one time. Therefore, a large portion of the video assets are not requested with any frequency. For example, if there are 1000 movies, typically less than 25% will actually be requested on a regular basis to qualify as being popular. This means that the remaining 750 movies are infrequently requested and are being stored at each head-end without being accessed very often. Such under-utilization and replication of these storage assets is costly to sustain.

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A method of monitoring and storing video information, based upon a rate of video requests from subscribers, enables the system to store the content more efficiently. If shown to be in popular demand by the consumer, such as by

surpassing a threshold request rate set by a service provider administrator, the “high request” video assets are stored across all the neighborhood servers. The remaining “low request” video assets are divided and distributed among the secondary storage partitions. Numerous threshold rates may be established for each video asset. This method allows multiple disbursements of the video asset to either a single video server or some multiple thereof, which is less than all of the video servers in the entire VOD system.

In one embodiment of the invention, a “remote server” is advantageously configured to replace all of the secondary storage devices located at each of the head-ends. The remote server and its associated primary and secondary storage partitions are established at a remote site and linked within a network of preferably three or more head-ends. These storage partitions contain the library of VOD assets presently stored on both the primary and secondary storage devices. The primary storage partition holds frequently requested video assets while the secondary storage partition (e.g. a magneto optical storage device, fiber channel hard drives or otherwise) holds the remaining infrequently requested video content. To manage the distribution of video assets, the remote server executes various management tools.

In those instances when a subscriber has requested video assets not stored on the primary storage partition at the local head-end, the content manager will retrieve the desired video content from the remote server. The remote server may function as a head-end itself by serving the video assets directly to the subscribers. This is accomplished by transmitting the video assets through an access network at the subscriber’s local head-end and thereby bypassing the local server. Alternatively, the remote server may be used as a source for copying video assets to other head-end servers for storage and distribution.

In a second embodiment, the network of local stream servers is considered as a “virtual remote server.” This extends the concept of a remote server as the central repository of all video assets in the network. Using this method, a number of stream servers connected by a fast network capable of constant and variable bit rate (CBR and VBR) transport service, will provide a subscriber with a selection of movies and other assets that are greater than the storage capacity of any individual stream server.



The video assets considered popular, as determined by the frequency of subscriber requests, are stored on the primary storage partitions in all the neighborhoods. The remaining infrequently requested video assets are divided and then selectively distributed amongst the neighborhood head-ends on the secondary storage partitions.

One function that this VOD network satisfies is to transport video streams at various bit rates with an appropriate quality of servers. Another function is to support low latency file transfer operations at relatively high bit variable rates, using a VBR transport. Finally, the network supports appropriate control message flows.

Thus, the current requirement of having secondary storage partitions for additional storage of infrequently requested video content, as well as having backup at each head-end site has been eliminated. This redistribution of storage space by either embodiment provides geographical locality for the introduction and removal of video content. Similarly, it reduces the cost for storing archived content, improves performance in retrieving content, and reduces the disk storage capacity of the individual stream servers.

#### BRIEF DESCRIPTION OF THE DRAWINGS

The teachings of the present invention can be readily understood by considering the following detailed description in conjunction with the accompanying drawings, in which:

FIG. 1 depicts a high-level block diagram of a first embodiment of an interactive information distribution system in accordance with the invention;

FIG.2 depicts a high-level block diagram of a second embodiment of an interactive information distribution in accordance with the invention;

FIG.3 depicts a graphical representation of the interrelationships amongst a plurality of management tools, provider equipment and subscriber equipment useful in understanding the invention;

FIGS.4A and 4B together depict a flow diagram of a method of allocating video information suitable for use in the interactive information distribution systems of FIG. 1 and FIG. 2; and

FIG.5 depicts a flow diagram of a method of storing video assets at various locations suitable for use in the interactive information distribution systems of FIG. 1 and FIG. 2..

To facilitate understanding, identical reference numerals have been used, where possible, to designate identical elements that are common to the figures.

### DETAILED DESCRIPTION OF THE INVENTION

In an interactive information distribution system, a method and apparatus for distributing video assets to a plurality of subscribers, and redistributing video assets stored on primary and secondary storage devices. FIG. 1 depicts a high-level block diagram of an interactive information distribution system.

Specifically, the interactive information distribution system 100 comprises a plurality of head-ends 110<sub>1</sub> through 110<sub>n</sub> (collectively head-ends 110), each of said head ends 110 being coupled to at least one of a corresponding plurality of neighborhoods 130<sub>1</sub> through 130<sub>n</sub> (collectively neighborhoods 130), and a remote server head-end 110R. Each of the head-ends 110 comprises various subsystems that store and distribute video content. The terminology "video content", "video asset" and "video information" as used herein are equivalent.

Moreover, each head-end 110 comprises a host workstation 112, a video stream server 114 and a primary storage partition 118. The primary storage partition 118 and host workstation 112 are coupled to the video stream server 114. In the exemplary embodiment, the primary storage partition 118 comprises of an array of small computer systems interface (SCSI) or fiber channel hard drives.

The host workstation 112 allows an operator to interface with a series of management tools including a content manager 120, a stream session manager 122 and content session manager 124. These management tools perform various system command and control functions such as allocating transmission paths and monitoring the video streams through a communications network to and from the neighborhoods 130. The managers may be implemented as hardware, software, or a combination of hardware and software.

Each neighborhood 130 serves a plurality of subscribers. The interactive information distribution system 100 transmits video streams from the video stream

server 114 to the subscriber's respective subscriber equipment 140. The subscriber equipment 140 comprises a set-top box 142, a display 144 and a control device 146.

The neighborhoods 130 are linked to their respective head-ends 110 through an access network 150. The stream session manager 122 at each of the head-ends 110, controls the transfer of video assets over the access network 150. Throughout this description the term "local" will be used to denote a head-end 110 or subscriber equipment 140 that is associated with a neighborhood 130 in which a subscriber request for a video asset has been initiated.

The remote server head-end 110R comprises a remote server 114R (i.e., a video stream server) and a primary storage partition 118R coupled to the remote server 114R. A secondary storage partition 119R is also coupled to the remote server 114R. The secondary storage partition 119R illustratively may be magneto optical storage devices or hard disk drives. The host workstation 112R, which includes the content manager 120R, stream session manager 122R and content session manager 124R, interfaces with the plurality of head-ends 110, through an inter-server network 160.

A primary storage partition 118 of a head-end 110, including the remote server head-end 110R, is used to store frequently requested video assets. Alternately, the secondary storage partition 119R of the remote server head-end 110R is used to store infrequently requested video assets.

The content manager 120 tracks the number of requests for a video asset and produces an asset request rate. An operator using the host workstation 112 defines a threshold rate for each video asset. The content manager 120 periodically compares the asset request rate against the threshold rate for each video asset in the system 100. If the asset request rate traverse the threshold rate for a video asset, then the video asset is stored on the primary storage partitions 118 and 118R at each of the head-ends 110 and 110R. If the asset request rate does not traverse the threshold rate for a video asset, then the video asset is stored on the secondary storage partition 119R at the remote server head-end 110R. In this manner video assets are dynamically distributed throughout the interactive information distribution system 100.

A subscriber in a neighborhood 130 uses the control device 146 to select and request video assets for delivery and viewing on the display 144. At the local head-

end 110, the content manager 120 determines whether the video asset is locally stored at the head-end 110. If the requested video content is locally stored (i.e. on the primary storage partition 118), the local video stream server 114 accesses and delivers the locally stored video asset to the set-top box 142 of the requesting subscriber's equipment 140, thereby fulfilling the request.

If the video asset is not locally stored at the head-end 110, then the content manager 120 contacts the content session manager 124 at the remote server head-end 110R. The remote server head-end 110R will then transmit the requested video information by alternate methods, depending on the circumstances.

The decision as to whether to stream the requested video directly to the subscriber 140 from the remote head-end 110R, or transfer or migrate assets from the remote head-end 110R to the local head-end 110, and then stream from the local head-end 110 to the subscribers 140 depends on various factors. These include the availability of isochronous bandwidth on the inter-server network 160, the current usage of the requested movie or video asset by other subscribers, the quality of service selected for the delivery of the service, and the availability of space on the local video stream server 114 for storage of the video information. By using various algorithms, these factors are addressed by the content managers, which is generally responsible for checking the status of the servers.

One method comprises the steps of retrieving the requested video information from the secondary storage partition 119R of the remote server head-end 110R, and then the remote server 114R transmits the requested video through the inter-server network 160 to the local neighborhood 130 where the request originated. The video stream server 114 at the local neighborhood head-end 130 receives the requested video asset, and then transmits it to the requesting subscriber over the access network 150 for viewing on the subscriber equipment 140. This method may be used when it is also desirable to store the video asset at the local head-ends 110.

Alternately, a second method comprises the steps of the remote server 114R retrieving the requested video asset from the secondary storage partition 119R at the remote server head-end 110R. The remote server 114R then transmits the video asset over the inter-server network 160 and access network 150 directly to the requesting subscriber's subscriber equipment 140. In this way, the remote server

head-end 110R utilizes the local head-end 110 as a conduit for transmitting the video information and avoids interfacing with the local server 114.

FIG. 2 depicts the block diagram of a second embodiment of an interactive video distribution system 200. Specifically, the interactive information distribution system 200 comprises a plurality of head-ends 210<sub>1</sub> through 210<sub>n</sub> (collectively head-ends 210), each of said head ends 210 being coupled to at least one of a  
5 corresponding plurality of neighborhoods 230<sub>1</sub> through 230<sub>n</sub> (collectively neighborhoods 230).

The head-ends 210 are comprised of various subsystems that store and distribute  
10 video content. Specifically, a host workstation 212, a video stream server 214 and a primary storage device 216. The primary storage device 216 and host workstation 212 are coupled to the video stream server 214. In the exemplary embodiment, the primary storage device 216 comprises an array of small computer systems interface (SCSI) or fiber channel hard drives. Furthermore, the primary storage device 216 is  
15 apportioned into at least two storage partitions designated as a primary storage partition 218, and a secondary storage partition 219.

The host workstation 212 interfaces with a content manager 220, a stream session manager 222 and a content session manager 224. These are management tools that perform various system command and control functions, as well as  
20 allocate transmission paths and monitor the video streams through a communications network to and from the neighborhoods 230. The managers may be implemented as hardware, software, or a combination of hardware and software.

Each neighborhood 230 serves a plurality of subscribers. The interactive information distribution system 200 transmits video streams from the video stream  
25 server 214 to the subscriber's respective subscriber equipment 240. The subscriber equipment 240 comprises a set-top box 242, a display 244 and a control device 246.

The neighborhoods 230 are linked to their respective local head-ends 210 through an access network 250. The stream session manager 222 at each head-end 210 controls the transfer of video information to and from the subscriber equipment  
30 240 over the access network 250. Throughout this description the term "local" head-end will be used to denote a head-end 210 that is associated with a neighborhood 230 or subscriber equipment 240 within that neighborhood 230 where a request for video information by a subscriber has originated.

The primary storage partition 218 on the primary storage device 216 at each head-end 210 is used to store frequently requested video assets and temporarily cached library video assets. Each primary storage partition 218 at each head-end 210 typically has the same frequently requested video assets as any other head-end 210.

The secondary storage partition 219 is used to store portions of the infrequently requested video assets. An entire library of infrequently requested video assets is divided and stored amongst the plurality of head-ends 210 at each of the secondary storage partitions 219 on their respective primary storage devices 216.

An infrequently requested video asset is typically stored on the secondary storage partition 219 at a single head-end 210. However, the request rate for that video asset may warrant additional storage at other head-ends 210. As such, the content may be replicated and stored thereafter. In this manner, video assets that do not warrant storage across the entire system of head-ends 210 in the interactive information distribution system 200, may still be dynamically stored at multiple head-ends 210. Such dynamic storage corresponding to those neighborhoods having higher request rates than others is made in accordance with an algorithm that allows maximum access to the video titles with minimum network cost associated with their delivery.

A subscriber in a neighborhood 230 uses a control device 246 to select and request a video asset for delivery and viewing on the display 244. At the local head-end 210, the content manager 220 determines whether the video asset is locally stored at the head-end 210. If the requested asset is locally stored (i.e. at the primary storage partition 218 on the primary storage device 216), the local video stream server 214 accesses and delivers the locally stored video asset to the requesting subscriber's equipment 240, thereby fulfilling the request.

If the video asset is not locally stored at the head-end 210, then the content manager 220 contacts the content session manager 224 at a remote head-end 210 where the infrequently requested video asset is located. Throughout this description the term "remote" head-end will be used to denote a head-end and its corresponding sub-systems that are associated with that head-end containing video information not locally available on at a local head-end when requested by a subscriber. The suffix

"R" will denote the corresponding elements at that head-end that form a portion of the remote head-end.

The video stream server 214R at the remote head-end 210R retrieves the infrequently requested video assets from its respective secondary storage partition 219R. The video stream server 214R then transmits the retrieved video information over the inter-server network 260 to the local head-end 210 from where the request for video information initiated (for example, head-end 210<sub>1</sub>). The local video stream server 214, operating as an intervening server with respect to the requesting subscriber and remote head-end 210R, directs the requested video assets from the inter-server network 260 to the subscriber equipment 240, via the local head-end 210 and the access network 250.

Various factors may be involved as to whether to stream directly from the remote head-end 210R to the subscriber equipment 240. Typically, they include the availability of isochronous bandwidth on the inter-server network 260, the current usage of the requested movie or video asset by other subscribers, the quality of service selected for the delivery of the service, and the availability of space on the local video stream server 214 for storage of the video information.

Alternately, in the instance where local storage is desired, the video stream server 214 at the local head-end 210 receives the video information from the remote head-end 210R. Upon receiving the streamed information, the video stream server 214 concurrently stores the assets locally, and transmits the infrequently requested video information over the access network 250 to the requesting subscriber for viewing on the subscriber equipment 240.

The video assets may be streamed in either real time or in bursts. Where the video asset is simply being presented to the subscriber for viewing, the content is streamed in real time, thereby alleviating any need for buffering of the content. If the video asset is also going to be stored at the local head-end 210, then the video asset may be transmitted or migrated in bursts, i.e., streaming at a maximum rate of transfer by the remote video stream server 214R according to bandwidth availability. The video asset is then stored on the primary storage device 216 at the local head-end 210. After a sufficient amount of the video asset is stored, the local video stream server 214 will stream the video asset to the subscriber in real time for

presentation on the subscriber equipment 240. As the asset is sent to the subscriber, the remaining amount of the asset is stored in the primary storage device 216.

In the case where infrequently requested video content is deemed desirable to have stored at other head-ends 210, the infrequently requested video asset is retrieved from the remote head-end 210R having such video asset stored on the head-end's secondary storage partition 219. The infrequently requested video asset is then transmitted by the remote video stream server 214R in bursts across the inter-server network 260, to the local head-ends 210 designated by the content manager 220 to store such video asset.

Such movement of video assets occurs in this manner, based upon the system level algorithms having specified threshold rates, as opposed to an individual subscriber requesting a video asset stored at a remote head-end site. Thus, the video assets designated for movement from one server to another occur during system level maintenance, i.e., in the background to any subscriber requesting video assets.

Once each local video stream server 214 receives the infrequently requested video asset, it then stores it on its respective primary storage device 216 at the primary storage partition 218. In this manner, an infrequently requested video asset that later in time becomes frequently requested, may be removed from the remote secondary storage partition 219 at the remote head-end 210R, and transferred to some or all of the plurality of local head-ends 210. Thus, highly requested video assets are distributed broadly across the network of video stream servers. This serves as an effective method to satisfy the high request rates by the subscribers.

Conversely, a frequently requested video asset stored at the primary storage partition 218 on the primary storage device 216 at each head-end 210 may become infrequently requested over a period of time, or for that matter, during various hours of a day. The content manager 220 determines which head-ends 210 are to be designated as a remote head-end 210R for storing such infrequently requested video asset. In this instance, the content manager 220 also controls the transfer of that video asset from a local head-end 210 storing the video asset on its primary storage partition 218, to the secondary storage partition 219 of a head-end 210R designated to store such infrequently requested video asset. After the transfer of the video asset is made to the secondary storage partition 219, the video asset may be deleted from



the primary storage partitions 218 at each of the local head-ends 210 where the low request rate does not warrant duplicate storage.

These methods of asset allocation ensure greater storage capacity at each head-end 210 for content that is accessed by subscribers. Additionally, by distributing the video assets at selected local head-ends 210 based upon the subscriber request rates, network bandwidth will be used with greater efficiency and the subscribers will receive their product with minimal delay.

FIG.3 depicts a graphical representation of the interrelationships amongst a plurality of management tools, provider equipment, and subscriber equipment.

Furthermore, FIG. 3 represents the subject matter of FIG. 1 only, however, FIG. 3 similarly applies to the subject matter depicted in FIG. 2. The content manager 120 and stream session manager 122 are located at each of a plurality of local head-ends 110, and are linked to each other. The stream session manager 122 manages and controls transmissions to and from the subscriber equipment 140 and a local video stream server 114 at the local head-ends 110 supporting the subscriber equipment 140.

An access network 150 is a transmission medium between the head-end 110 and subscriber equipment. The access network 150 may be comprised of telephone lines, coax cable, satellite links, fiber optics hybrid-fiber coaxial or a combination thereof.

A content session manager 124 is linked to the content manager 120, as well as communicating with a remote head-end 110R having a remote server 114R and storage partitions. The content session manager 124 controls the flow of video assets between the local video stream servers 114 at the local head-ends 110 and the remote head-end 110R. For purposes of this FIG.3, the use of the suffix "R" designates a remote location and hardware having infrequently requested video assets stored therein.

Illustratively, in the first embodiment as depicted by FIG.1, infrequently requested video assets are centrally stored on the secondary storage partition 119 at the remote server head-end 110R. Thus, the content session manager 124 is also centrally located at the remote server head-end 110R. In the second embodiment, as shown in FIG.2, the infrequently requested video assets are de-centrally located because they are divided amongst each of the plurality of head-ends 210 within the interactive video distribution system 200. Thus, the content session manager 224 is

located at each of the plurality of head-ends 210. In either embodiment 1 or 2, the interrelationships between the management tools, provider equipment and subscriber equipment is functionally the same.

Referring back to FIG.3, the remote head-end 110R is linked to the plurality of local head-ends 110 through an inter-server network 160 via switch 170. Switch 170 also interconnects the access network 150 and an inter-server network 160. As such, any communications between each of the video stream servers 114 and the stream session manager pass through the switch 170. Likewise, any communications between the content session manager 124 and the remote head-end 110R also pass through the switch 170.

Flow of video information from the remote head-end 110R may take either of two paths. Across the inter-server network 160 through the switch 170 and into the local video stream server 114 at the local head-end 110, or across the inter-server network 160 through the switch 170 and across the access network 150, directly to the subscriber equipment 140.

The content manager 120 also monitors the frequency of subscriber requests for video assets. This allows the interactive information distribution system 100 to control video asset storage and distribution, based on the frequency of requests when compared to a threshold rate. A threshold rate is a value for each requested video asset, established by the service provider in the interactive information distribution system 100, which defines a level to be considered as frequent or infrequent requests by the subscribers.

Each video asset may have multiple threshold rates. Multiple threshold rates are set to establish various parameters for the storage locations of video information. Such parameters include discarding the video asset, storing it at a single head-end 110, replicating the video asset and storing it at more than one head-end 110 where the request rate warrants it, or storing it at all the head-ends 110 across the entire interactive information distribution system 100.

Threshold rates may also be utilized to determine storage at a particular head-end based on the time of day when a video asset is most frequently requested. For example, video assets pertaining to children's shows are mostly viewed during the day before 6:00 p.m. In the evening, such video content may be discarded at a

majority of the head-ends so as to allow for the storage of adult type content usually viewed in the evening by the adult subscribers.

The content session manager 124 updates the content manager 120 of any changes in the distribution of video assets amongst the local video stream servers 114. The content manager 120 at each head-end 110 maintains files regarding the storage and distribution of various movies and other video assets across the entire interactive information distribution system 100.

In operation, at each of the local head-ends 110, the stream session manager 122 controls a navigation session by communicating with the subscriber equipment 140. The subscriber selects and requests a choice of video content, such as a movie, using a control device 146 of the subscriber equipment 140. The stream session manager 122 sends the request from a set-top box 142 in the subscriber equipment 140 to the content manager 120. The content manager 120 then queries its inventory files as to the location of the content.

If the content manager 120 determines that the requested video asset is located at the local head-ends 110 on the primary storage partition 118, then the stream and session manager 122 is notified to deliver the requested video asset. The stream session manager 122 instructs the video stream server 114 to transmit the video information through the access network 150 to the subscriber equipment 140 for viewing on the display 144.

If the content manager 120 determines that the requested video asset is not located at the local head-ends 110, but rather on the secondary storage location 119 at the remote server head-end 110R, the stream and session manager 122 contacts the content session manager 124 through the content manager 120. The content session manager 124 regulates transmission and flow of the requested video assets from the remote server 114R to the local video stream server 114.

The content session manager 124 then instructs the remote server 114R to transmit the video information through the inter-server network 160 to the requesting local head-end 110. Once received by the requesting local head-end 110, the video assets are transmitted over the access network 150 to the subscriber's equipment 140 for viewing on the display 144. Alternately, if a threshold value has been traversed, the local video server 114 is notified by the content manager 120 to

begin storing the video asset on its storage device 116 prior to its transmission over the access network 150 to the subscribers.

FIGS. 4A and 4B together depict a flow diagram representing a method 400 of allocating video information based upon subscriber requests. It further demonstrates the method of distributing video information. The method 400 is used in an interactive information distribution system 100 or 200 of FIG's 1 and 2. The subscriber selects a video asset from a title listing on the display of the subscriber's equipment. At step 404, a request is transmitted to the local head-end by the subscriber whereupon in step 406, a stream session manager and a content manager receive the request. In step 410, the content manager queries its files to determine if the requested video information is currently stored on the primary storage partition at the local head-end.

If the video information is locally stored on the primary storage partition at the local head-end, then the method 400 proceeds to step 412, where the content manager notifies the stream and session manager to transmit the requested video information. The stream and session manager controls the transmission and receiving of streamed video information on the local video stream server. In step 414, the stream and session manager notifies the video stream server to transmit the requested video information. In step 416, the video stream server transmits the video information, through the access network, to the subscriber's equipment for viewing on a display and the method ends at step 417.

If, in response to the query at step 410 that is negatively answered, where the video information is not locally stored on the primary storage partition at the local head-end, the method proceeds to step 418 (FIG. 4B) where the stream and session manager sends the request to the content session manager. In step 420, the content session manager then identifies the video information stored on the remote storage location (i.e., the secondary storage partition at the remote server head-end, as depicted by the first embodiment of this invention in FIG.1, or the secondary storage partition at each head-end, as depicted by the second embodiment of this invention in FIG.2).

After the video information is identified in step 420, the content session manager, at step 422, allocates the necessary bandwidth on the inter-server network. At the remote head-end, the content session manager determines the most efficient

route to allocate the video asset to the requesting head-end. The content manager allocates a path for transmission based upon factors such as network bandwidth, popularity of the requested asset in view of subscriber requests, and storage capacity at the local server.

5       At step 424, the method 400 queries whether the video assets are to be transferred to the local video server, as opposed to being streamed directly to the subscriber. If the query of step 424 is affirmatively answered, the method proceeds to step 426 where the content session manager notifies the remote server to begin streaming to the local server. The remote server will wait for a response from the  
10       local server signifying that the local server is ready to receive the video stream. If at step 428, no reply is given in some pre-designated time, the remote server will continue to notify the local server until a "ready" response is received. Once the remote server receives the ready signal, the method 400 proceeds to step 430 where the remote video server streams the video information over the inter-server network  
15       to the local video server. The local video server then transmits the video information to the requesting subscriber. If at step 424 the query is negatively answered, i.e., the method determines that the video information at the remote head-end is not to be transferred to a local video server, then at step 432, the content session manager additionally requests the stream session manager to allocate  
20       bandwidth through the access network.

Once the bandwidth on the access network is allocated, the content session manager notifies, in step 434, the stream session manager at the remote head-end to start streaming the requested video asset and at step 436, the remote stream session manager then signals the remote stream server to begin streaming the video. In step  
25       438, the remote stream server transmits the video asset over the allocated bandwidth of the inter-server network, across a network interface switch, and through the access network to the final destination, the subscriber equipment. The method 400 ends at step 439. These alternate methods provide effective options to transmit video assets under various conditions in the interactive information distribution  
30       system.

FIG.5 depicts a flow diagram representing a method 500 of storing video assets at the various locations in the interactive information distribution system. The

method is used in an interactive information distribution system such as an interactive video distribution system 100 or 200 of FIGS. 1 and 2.

The method 500 starts at step 501 and proceeds to step 502 where a plurality of subscribers transmit requests for video content from each of a plurality of subscriber equipment. In step 504, each local video stream server at a plurality of head-ends designated to support the plurality of subscribers, receives the subscriber requests and notifies the content manager thereof. At step 506, the content manager at each local head-end collectively quantifies a subscriber asset request rate for each video asset.

The service provider, in step 508, sets at least one threshold rate for each video asset in order to establish a frequency request level for subscriber requests of video assets. Then, at step 510, the subscriber asset request rate is compared to the threshold rate for each video asset.

The method 500 queries at step 512 whether the asset request rate traverses the threshold rate. If the query is affirmatively answered, then, in step 514, the video asset is directed by the management tools to be streamed to the primary storage partitions at each of the plurality of head-ends designated to store the replicates of that video asset. The head-ends that store the replicated video asset are those based upon traversing the threshold request rate for that specific head-end. If one of the threshold rates for the entire system is traversed, then, at step 516, the video asset is stored amongst all of the plurality of head-ends in the interactive information distribution system.

Alternatively, if at the query of step 512 is negatively answered, the method 500 deems that the asset request rate does not traverse the threshold rate. At step 518, the video asset is directed by the management tools to be stored at the secondary storage partition. In step 520, some or all of the video assets that are replicated on the primary storage partitions may be removed, depending on the subscriber request rate at that specific head-end, and the method 500 ends at step 521.

In the first embodiment as depicted in FIG.1, the infrequently requested video assets are stored on the secondary storage partition 119 at the remote server head-end 110R. In the second embodiment as depicted in FIG.2, the infrequently requested video assets are divided amongst each of the plurality of head-ends and then stored on their respective secondary storage partitions. In either the first or

second embodiments, there is a separation of frequently requested video assets from infrequently requested assets. The result of this method is a reduction of storage capacity required for storing the thousands of video assets in duplication, while still providing the assets to the plurality of subscribers seamlessly without delay.

5 Another feature of this inventive system is file transfer to the subscriber at a faster rate than the subscriber equipment can retrieve the file. The video assets comprise a number of files that include the play track, fast-forward track, rewind track, movie information screen (MIS), preview, etc. When the file is transferred from the video stream server, multiple file transfers may be launched  
10 simultaneously faster than real time. For example, normal play track can be transferred at nine times real time (e.g. 30 MB/sec), fast-forward track at real time (3.3 MB/sec), and rewind track in reverse in real time.

These files may be simultaneously transferred by the video stream server. They are transmitted by the server (e.g., bursts) to the subscriber equipment at a faster rate  
15 than the subscriber can retrieve these files, even at the fast-forward rate of transfer. For example, if the video server transmits a movie to a subscriber, who, at the same time plays the movie in the fast-forward mode, the video stream server will transmit the movie before the subscriber will finish playing the movie in fast-forward mode. In this way, the stream server will satisfy a new customer request for the title, even  
20 though the title has not been completely transferred from the remote server. Thus, as long as the transfer from the stream servers is faster, it will always be ahead of the subscriber's access to the title.

It should be apparent to those skilled in the art that a novel system for storing and distributing video content on a plurality of servers within an interactive  
25 information distribution system has been provided. The methods and apparatus described herein eliminate the need for independent storage devices at each neighborhood site and redistributes much of the video content across the entire network of servers. Although various embodiments that incorporate the teachings of the present invention have been shown and described in detail herein, those  
30 skilled in the art can readily devise many other varied embodiments that still incorporate these teachings.

What is claimed is:

1. In an interactive information distribution system including a network of provider equipment and subscriber equipment, apparatus comprising:
  - a plurality of servers coupled to respective subscriber equipment, each of
  - 5 said servers having a primary storage partition for storing a local portion of video assets, each of said servers having a secondary storage partition for storing at least some of a remaining portion of said video assets; and
  - a manager, coupled to each of said plurality of servers for routing video assets between said servers in response to video asset requests, and for
  - 10 migrating video assets between storage partitions in response to a video asset request rate traversing a threshold rate.
2. The apparatus of claim 1, wherein:
  - said manager allocates said video assets to at least one of said plurality of
  - 15 servers for storage on said primary storage partitions when said asset request rate traverses said threshold rate; and
  - said manager stores said video assets on said secondary storage partition when said asset request rate does not traverse said threshold rate.
- 20 3. The apparatus of claim 2, wherein:
  - in response to an asset request from subscriber equipment, said manager distributes to said requesting subscriber equipment the requested video asset from a server storing the requested video asset.
- 25 4. The apparatus of claim 3, wherein said manager comprises:
  - a content manager, coupled to said plurality of servers for tracking, inventorying and administering said asset request rate and said threshold rate for each of said video assets;
  - a stream session manager, coupled to said plurality of servers and linked
  - 30 with said content manager, for distributing streams of video assets to subscriber equipment requesting said video assets; and



a content session manager, coupled to said content manager and said plurality of servers, for receiving asset requests from said stream session manager via said content manager.

- 5        5. The apparatus of claim 4, further comprising  
            an inter-server network, coupled between each of said plurality of  
            servers, for transmitting and receiving said video assets; and  
            an access network, coupled between each of said plurality of servers and  
            said respective subscriber equipment, for receiving asset requests and  
10        transmitting video assets.
- 15        6. The apparatus of claim 5, wherein a server, identified by said content  
            manager as storing a requested video asset, provides said requested video  
            asset to requesting subscriber equipment via said access network.
- 20        7. The apparatus of claim 6, wherein said requested video asset is provided to  
            said access network via an intervening server.
- 25        8. The apparatus of claim 7, wherein said stream session manager, causes  
            transmission of said video asset across said access network to said subscriber  
            equipment.
- 30        9. The apparatus of claim 8, wherein said video asset is stored on said primary  
            storage partition or secondary storage partition of at least one of said  
            plurality of said servers correspondingly linked to said subscriber equipment.
10. In an interactive information distribution system including a network of  
            provider equipment and subscriber equipment, apparatus comprising:  
            a plurality of local servers having a primary storage partition;  
            a remote server having a primary storage partition and a secondary  
            storage partition; and  
            a manager, coupled to each of said plurality of local servers and said  
            remote server, for routing video assets between said remote server, said

plurality of servers and said subscriber equipment in response to video asset requests, and for migrating video assets between storage partitions in response to a video asset request rate traversing a threshold rate.

- 5        11. The apparatus of claim 10, wherein
- said manager allocates said video assets to at least one of said plurality of local servers for storage on said primary storage partitions when said asset request rate exceeds said threshold rate; and
- said manager stores said video assets on said secondary storage partition
- 10        of said remote server when said asset request rate does not exceed said threshold rate.

12. The apparatus of claim 11, wherein:
- in response to an asset request from subscriber equipment, said manager
- 15        distributes to said requesting subscriber equipment the requested video asset from a local server storing the requested video asset.

13. The apparatus of claim 13, wherein said manager comprises:
- a content manager, coupled to said plurality of local servers and said
- 20        remote server for tracking, inventorying and administering said asset request rate and said threshold rate for each of said video assets;
- a stream session manager, coupled to said plurality of local servers and said remote server, and linked with said content manager, for distributing streams of video assets to subscriber equipment requesting said video assets;
- 25        and
- a content session manager, coupled to said content manager and said remote server, for receiving asset requests from said stream session manager via said content manager.

- 30        14. The apparatus of claim 13, further comprising:
- an inter-server network coupled between each of said plurality of local servers and said remote server, for transmitting and receiving said video assets; and

an access network coupled between each of said plurality of local servers and said respective subscriber equipment for receiving asset requests and transmitting video assets.

5        15. The apparatus of claim 14, wherein said stream session manager causes transmission of said video asset across said access network to said subscriber equipment.

10        16. The apparatus of claim 15, wherein said content session manager causes transmission of said video asset across said access network via an intervening server

15        17. The apparatus of claim 16, wherein said local server transmits said video asset across said access network to said subscriber equipment.

18. The apparatus of claim 16, wherein said video asset is stored on said primary storage partition of at least one of said plurality of said servers correspondingly linked to said subscriber equipment.

20        19. In an interactive information distribution system comprising a plurality of servers coupled to respective subscriber equipment, each of said servers having a primary storage partition for storing a first portion of video assets and a secondary storage partition for storing at least some of a remaining portion of said video assets, said servers providing video assets to respective subscriber equipment in response to subscriber requests, a method comprising the steps of:

25                determining an asset request rate for each of said video assets stored in each server;

30                comparing said determined asset request rates with respective threshold rates; and

                 in the case of video assets stored on a secondary partition having a request rate exceeding said respective threshold rate, migrating said video

assets stored on said secondary storage partition to a corresponding primary storage partition.

5           20. The method of claim 19, wherein in the case of said determined asset request rate for video assets stored in a primary storage partition being below a respective threshold rate, migrating said video assets from said primary partition to a corresponding secondary partition.

10           21. The method of claim 20, further comprising the step of removing duplicates of said video assets from each of said primary storage partitions.

15           22. The method of claim 20, further comprising the steps of:  
              identifying a server having a primary partition storing a requested video asset;  
              causing said identified server to begin providing said requested video asset; and  
              transmitting said video asset through an access network to said subscriber equipment initiating said asset request.

20           23. The method of claim 22, wherein said identified server is coupled directly to said requesting subscriber equipment.

25           24. The method of claim 23, wherein said identified server is coupled to said requesting subscriber via an intervening server, said identified server communicating with said intervening server via an inter-server network.

ABSTRACT OF THE DISCLOSURE

5 A method and apparatus for storing and distributing video information in an interactive information distribution system by storing video information on either a centralized or de-centralized secondary storage partition in a network of provider and subscriber equipment, and therein distributing the video information to a subscriber having made a request for such video information.

*statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Sec. 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.*

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Full name of **third** inventor:

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Residence:

Post Office Address:

Country of Citizenship:

Full name of **fourth** inventor:

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence:

Post Office Address:

Country of Citizenship:

Full name of **fifth** inventor:

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence:

Post Office Address:

Country of Citizenship:

Full name of **sixth** inventor:

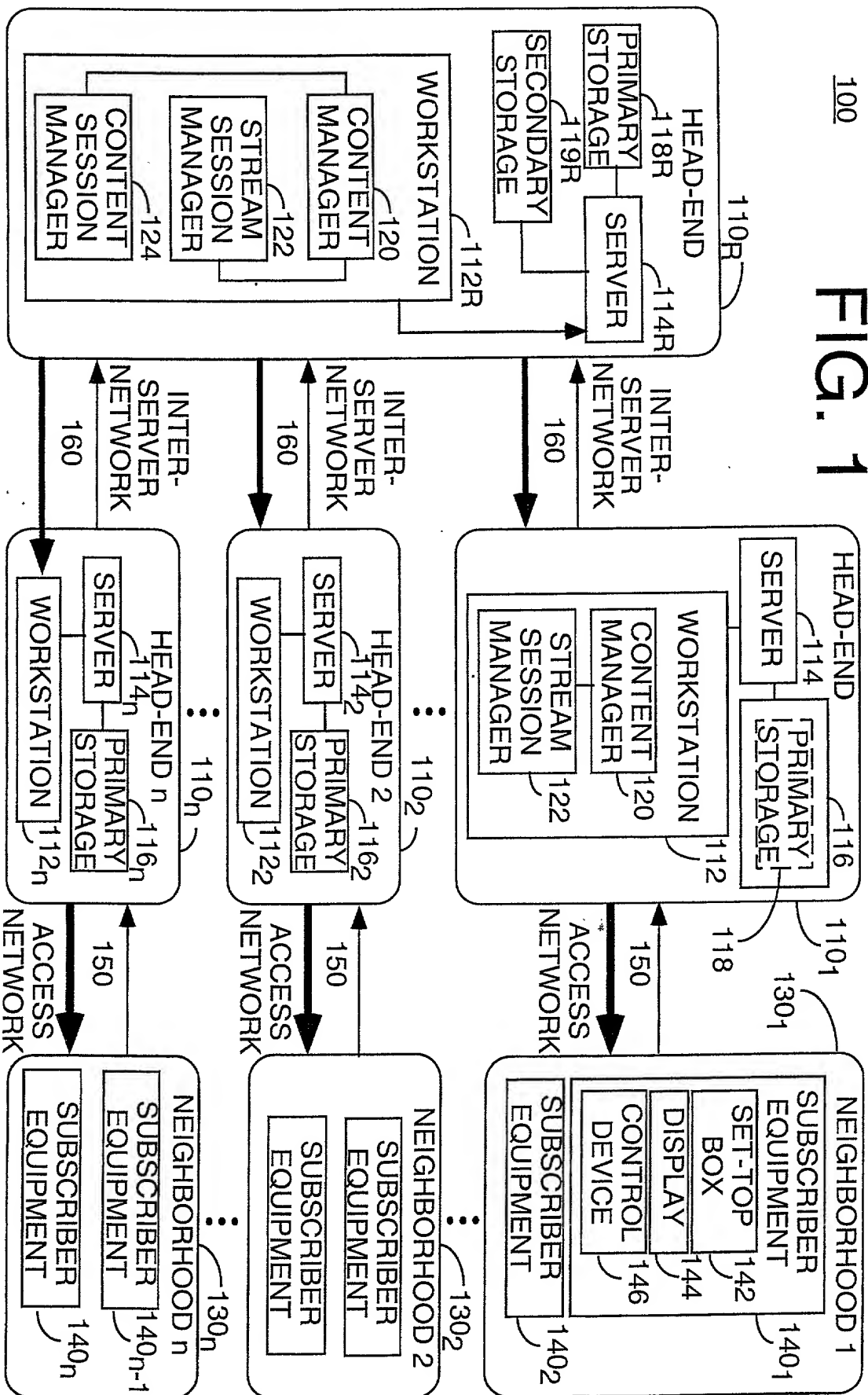
Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence:

Post Office Address:

Country of Citizenship:

100  
FIG. 1



**FIG. 2**

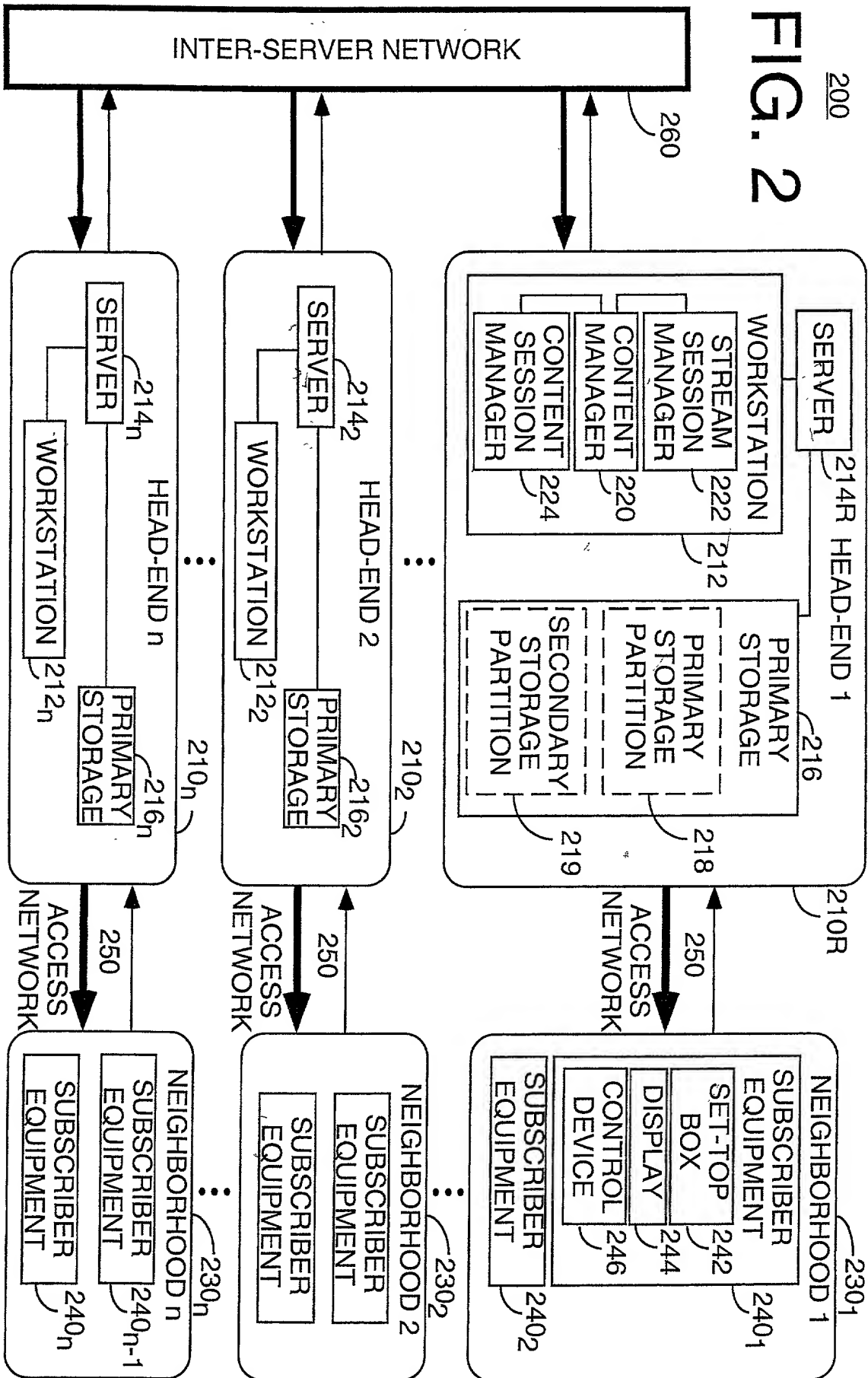
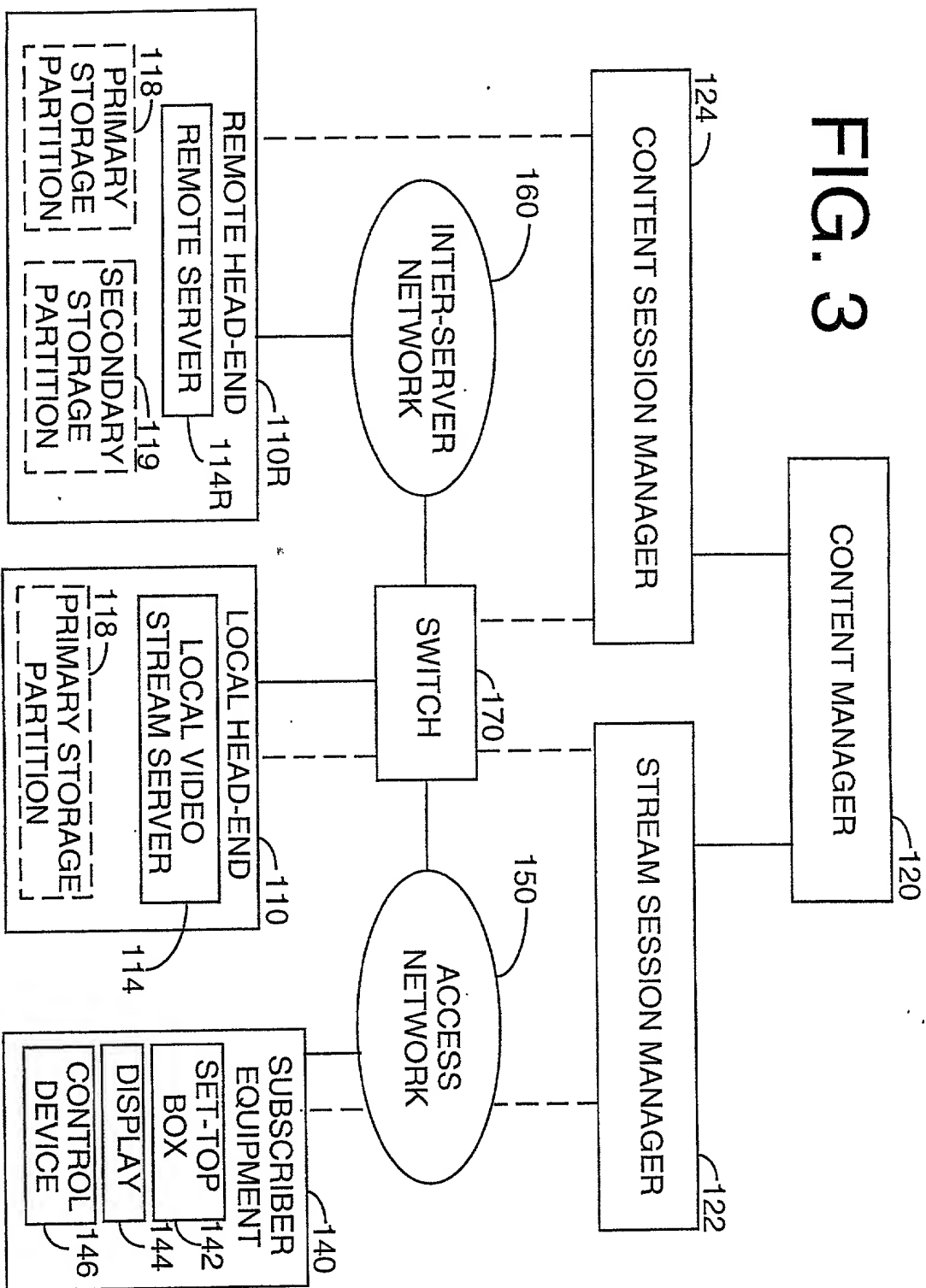
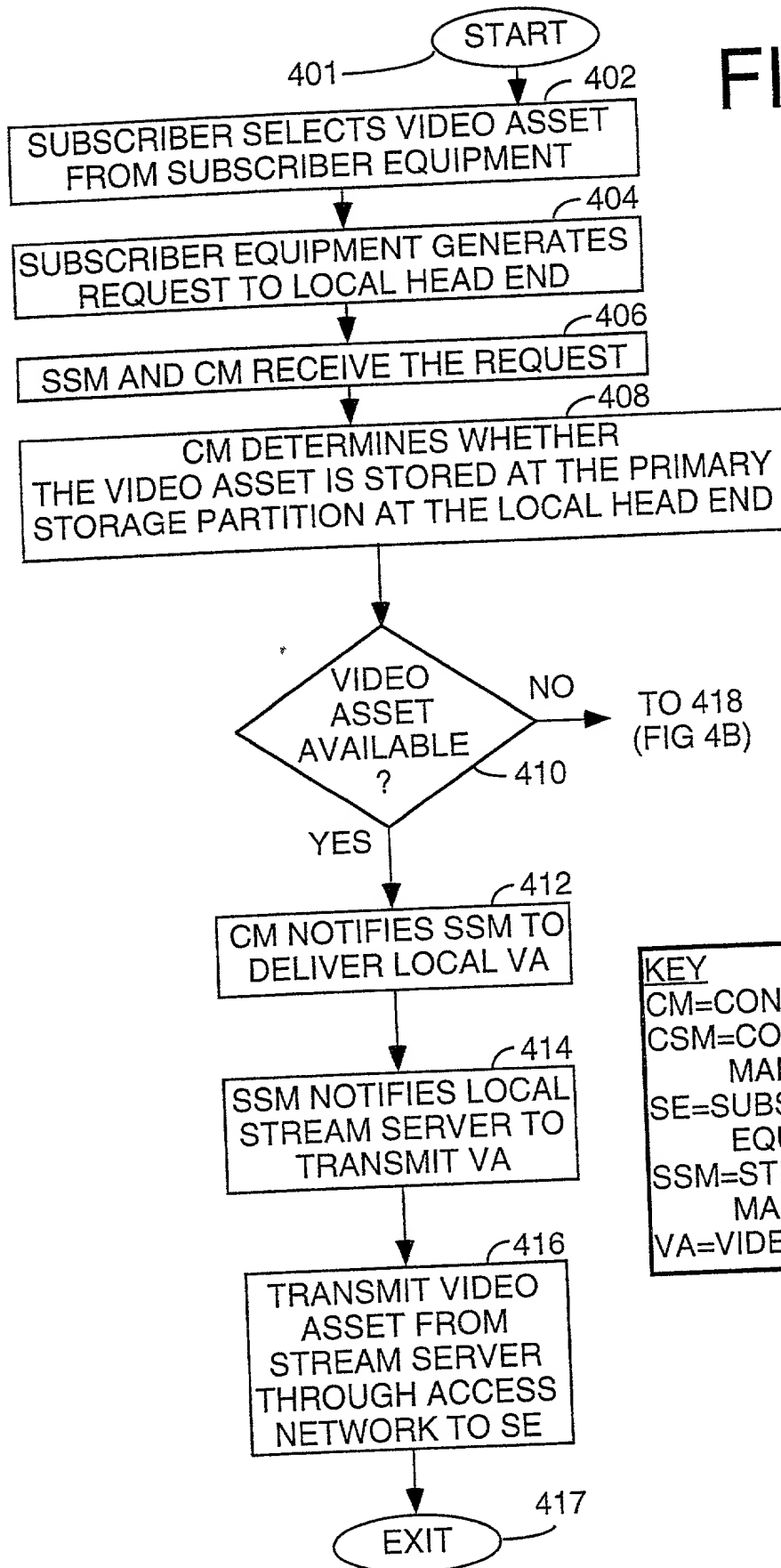




FIG. 3



# FIG. 4A



400

## KEY

CM=CONTENT MANAGER  
 CSM=CONTENT SESSION MANAGER  
 SE=SUBSCRIBER EQUIPMENT  
 SSM=STREAM SESSION MANAGER  
 VA=VIDEO ASSETS

# FIG. 4B

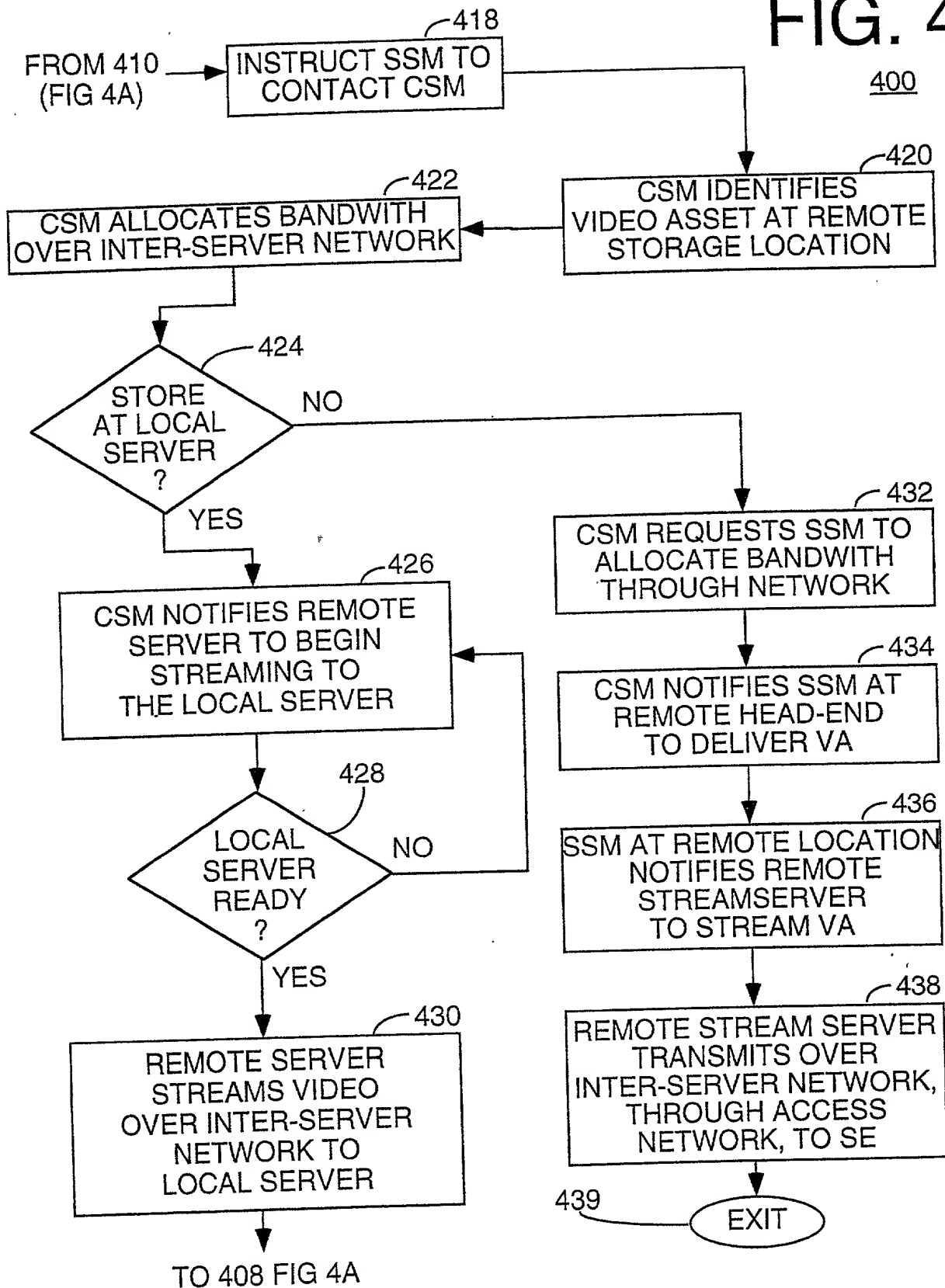
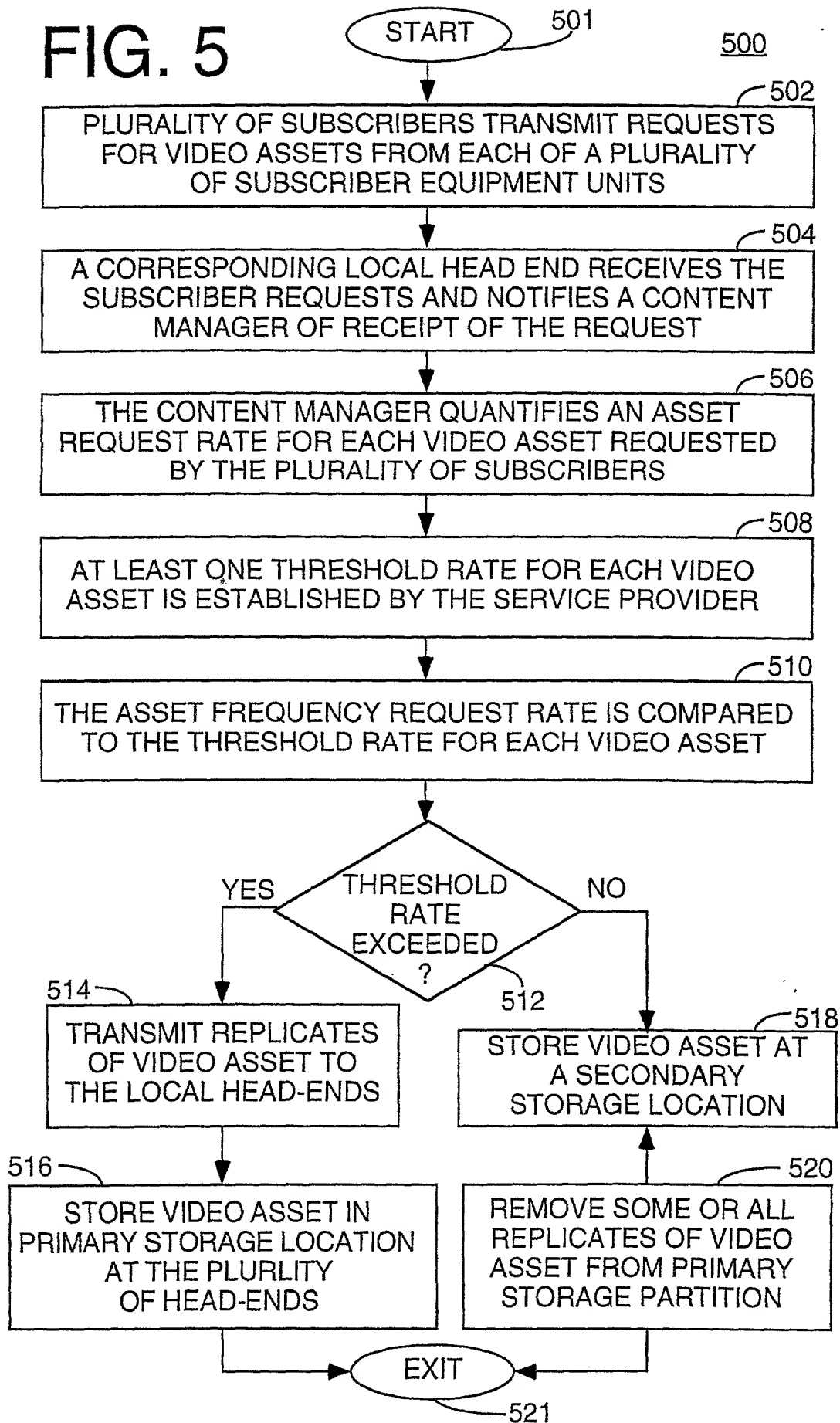


FIG. 5



## COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

This declaration is of the following type:

- ☒ original
- ☐ divisional
- ☐ continuation
- ☐ continuation-in-part

### INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### TITLE OF INVENTION

METHOD AND APPARATUS FOR HIERARCHIAL DISTRIBUTION OF VIDEO CONTENT  
FOR AN INTERACTIVE INFORMATION DISTRIBUTION SYSTEM

### SPECIFICATION IDENTIFICATION

The specification of which:

- ☒ is attached hereto
- ☐ was filed on \_\_\_\_\_, under Serial No. \_\_\_\_\_, executed on even date herewith; or
- ☐ Express Mail No. \_\_\_\_\_ (as Serial No. not yet known)
- ☐ and was amended on \_\_\_\_\_ (if applicable)
- ☐ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_.

### ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56, and which is material to the examination of this application; namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent, and

- ☐ In compliance with this duty, there is attached an Information Disclosure Statement in accordance with 37 CFR §1.98.

### PRIORITY CLAIM (35 U.S.C. §119)

I hereby claim priority benefits under Title 35, United States Code, §119, of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America or of any United States Provisional Application(s) listed below, and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one

country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

☒ No such applications have been filed.

☐ Such applications have been filed as follows:

A. Prior foreign/PCT/provisional application(s) filed within 12 mos. (6 mos. for design) prior to this application, and any priority claims under 35 U.S.C. §119

<u>Country/PCT</u>	<u>Application No</u>	<u>Date Filed</u>	<u>Priority Claimed</u>
U.S. Provisional	60/127,396	April 1, 1999	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> NO

B. All foreign application(s), if any, filed more than 12 mos. (6 mos for design) prior to this U.S. application

Country:  
Application No:  
Filing date:

**PRIOR U.S. APPLICATION(S) FOR WHICH BENEFIT  
UNDER 35 U.S.C. §120 IS CLAIMED**

<u>Serial No.</u>	<u>Filing Date</u>	<u>Status</u>		
		<u>Patented</u>	<u>Pending</u>	<u>Abandoned</u>
		<input type="checkbox"/> patented	<input type="checkbox"/> pending	<input type="checkbox"/> abandoned
		<input type="checkbox"/> patented	<input type="checkbox"/> pending	<input type="checkbox"/> abandoned
		<input type="checkbox"/> patented	<input type="checkbox"/> pending	<input type="checkbox"/> abandoned

**POWER OF ATTORNEY**

I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

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732-530-9404

**DECLARATION**

*I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these*

*statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Sec. 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.*

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Residence: 722 Creek Drive, Menlo Park, CA 94025  
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Country of Citizenship: U.S.A.

Full name of **third** inventor:

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: \_\_\_\_\_  
Post Office Address: \_\_\_\_\_

Country of Citizenship:

Full name of **fourth** inventor:

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: \_\_\_\_\_  
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Country of Citizenship:

Full name of **fifth** inventor:

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Country of Citizenship:

Full name of **sixth** inventor:

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: \_\_\_\_\_  
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Country of Citizenship:

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- ☒ original
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- ☐ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_.

### ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56, and which is material to the examination of this application; namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent, and

- ☐ In compliance with this duty, there is attached an Information Disclosure Statement in accordance with 37 CFR §1.98.

### PRIORITY CLAIM (35 U.S.C. §119)

I hereby claim priority benefits under Title 35, United States Code, §119, of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America or of any United States Provisional Application(s) listed below, and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one



country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

☒ No such applications have been filed.

☐ Such applications have been filed as follows:

A. Prior foreign/PCT/provisional application(s) filed within 12 mos. (6 mos. for design) prior to this application, and any priority claims under 35 U.S.C. §119

<u>Country/PCT</u>	<u>Application No</u>	<u>Date Filed</u>	<u>Priority Claimed</u>
U.S. Provisional	60/127,396	April 1, 1999	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

B. All foreign application(s), if any, filed more than 12 mos. (6 mos for design) prior to this U.S. application

Country:  
Application No:  
Filing date:

**PRIOR U.S. APPLICATION(S) FOR WHICH BENEFIT  
UNDER 35 U.S.C. §120 IS CLAIMED**

<u>Serial No.</u>	<u>Filing Date</u>	<u>Status</u>		
		<u>Patented</u>	<u>Pending</u>	<u>Abandoned</u>
		<input type="checkbox"/> patented	<input type="checkbox"/> pending	<input type="checkbox"/> abandoned
		<input type="checkbox"/> patented	<input type="checkbox"/> pending	<input type="checkbox"/> abandoned
		<input type="checkbox"/> patented	<input type="checkbox"/> pending	<input type="checkbox"/> abandoned

**POWER OF ATTORNEY**

I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

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**DECLARATION**

*I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these*